

Electronically Recorded

Tarrant County Texas

Official Public Records

6/30/2010 4:18 PM

D210158260

David Brannen

PGS 3 \$24.00

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

NOTICE OF FORCE MAJEURE EXTENSION OF OIL, GAS AND MINERAL LEASE

STATE OF TEXAS

§
§
§

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF TARRANT

WHEREAS, CAC V Limited Partnership, a Virginia limited partnership whose address is P.O. Box 11687, Birmingham, Alabama 35202 executed that certain Oil, Gas and Mineral Lease dated July 1, 2007, filed as a Memorandum recorded as D207394193 of the Official Records of Tarrant County, Texas, covering lands more specifically described therein (the "Lease"); and,

WHEREAS, Bear Creek Partners, L.L.C. later acquired the lands subject to said Lease so that now they are the Lessor of said Lease. WHEREAS, during the primary term of said Lease, Chesapeake Exploration, L.L.C., has declared and invoked its rights to Force Majeure until further notice as evidenced by the letter dated June 4, 2010 attached hereto as Exhibit 1.

WHEREAS, TOTAL E&P USA, INC., whose address is 1201 Louisiana Street, Suite 1800, Houston, Texas, 77002, acquired an undivided 25% of Chesapeake's working interest in the aforementioned Lease.

The terms and provisions hereof shall be binding upon the parties hereto, their respective heirs, legatees, devisees, personal representatives, successors and assigns.

IN WITNESS WHEREOF, this instrument is hereby made effective as of the 4th day of June 2010, regardless of the actual date of execution and acknowledgment by any or all of the parties constituting the Lessor herein.

CHESAPEAKE EXPLORATION, L.L.C.,
an Oklahoma limited liability company

By: *David Brannen*

David Brannen
Land Manager - Barnett Shale

STATE OF OKLAHOMA)

)
)
)

§

COUNTY OF OKLAHOMA)

This instrument was acknowledged before me on this 29th day of June, 2010, by David Brannen, Land Manager – Barnett Shale of Chesapeake Exploration, L.L.C. on behalf of said limited liability company.

Sue Ann Henthorn
Sue Ann Henthorn, Notary Public

My Commission Expires: 8/13/2013
Commission Number: 01014068

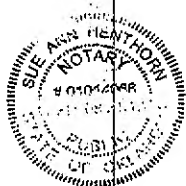




EXHIBIT 1

Jenae Whatley
Associate Landman

June 4, 2010

VIA OVERNIGHT MAIL

Joseph G. Lubeck, Esq.
Bear Creek Partners, L.L.C.
825 Parkway Street, Suite 4
Jupiter, FL 33477

Re: BC Associates 1H – Notice of Force Majeure
City of Euless, Tarrant County, Texas

Dear Mr. Lubeck:

As you are aware, Bear Creek Partners, L.L.C., ("Lessor") executed a Paid-Up Oil and Gas Lease with Chesapeake Exploration, L.L.C., ("Chesapeake") an Oklahoma limited liability company, on July 1, 2007, the Memorandum of which was filed in the public records of Tarrant County, Texas as Document number 207394193, covering approximately 10.006978 mineral acres (the "Lease").

Chesapeake has been working diligently to include your Lease in a proposed drilling unit called the B.C. Associates Unit. The proposed surface location for the BC Associates Unit is the Bear Creek drill site location; located at the intersection of Mid-Cities Boulevard and Highway 360. This Bear Creek drill site is the only location available in Euless to develop your lease. Beginning January 2010, Chesapeake has expended great effort to plan and permit this well, including detailed surveying work, leasing efforts targeting additional acreage that may be necessary to facilitate mineral development, obtaining a drilling permit from the Railroad Commission of Texas, and evaluation of any additional permitting requirements. Despite months of effort, the City of Euless has delayed the consideration of Chesapeake's application for a gas well pad site permit and a gas well operations permit until at least June 22, 2010 for the BC Associates 1H well.

Because Chesapeake has been unable to secure the necessary oil and gas well permits from the City, Chesapeake hereby declares and invokes force majeure under the terms of the Lease. Specifically, the Lease contemplates delays due to municipal permitting and extends the primary term of the lease while the City's concerns are being resolved.

Chesapeake Energy Corporation
100 Energy Way • Fort Worth, TX • 76102
817.502.5665 • fax 817.945.5665 • jenae.whatley@chk.com

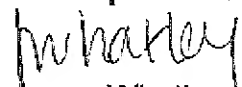
Mr. Joseph G. Lubeck, Esq.
June 4, 2010
Page 2 of 2

Chesapeake regrets the delay initiated by the City and is taking all prudent steps to obtain the referenced permit.

Please contact the undersigned with any questions about Chesapeake's declaration of force majeure.

Sincerely,

Chesapeake Exploration, L.L.C.



Jenae Whatley

Chesapeake Energy Corporation
100 Energy Way • Fort Worth, TX • 76102
817.502.5665 • fax 817.945.5665 • jenae.whatley@chk.com